IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.9217 OF 2004

Janaseva Sahakari Bank Ltd. ...Petitioner

V/s.

The Deputy Collector,Haveli & Ors....Respondents

Shri Anurag Jain h/f Dr.V.K.Chaudhary for the Petitioner.

Shri R.M.Patne,A.G.P.

CORAM: A.S. OKA,VACATION JUDGE
DATED: NOVEMBER 17,2004

P. C.:

1. The challenge in this Petition is to the order dated 25th October 2004 passed by the Sub Divisional Officer, Haveli, Pune in an Appeal preferred under Section 247 of the Maharashtra Land Revenue Code, 1966. Admittedly, the remedy of preferring further Appeal under the provisions of the said Code is available to the Petitioner. In view of this position this Writ Petition need not be entertained.

2. At this stage the learned Counsel for the Petitioner submitted that the order of stay dated 30th July 2003 passed by the Sub Divisional Officer, Division Pune in R.T.S.No.223 of 2003

should be continued for a reasonable time to enable the Petitioner to avail of the remedy. The said request appears to be reasonable.

3. Writ Petition is rejected with no order as to costs with liberty to the Petitioner to adopt appropriate remedy under the provisions of the Maharashtra Land Revenue Code, 1966. The order of stay granted on 30th July 2003 in R.T.S.No.223 of 2003 will continue to operate for a period of two weeks from today.

4. Parties to act upon an authenticated copy of this order.

JUDGE.